

BOIES, SCHILLER & FLEXNER LLP
RICHARD J. POCKER (NV Bar No. 3568)
300 South Fourth Street, Suite 800
Las Vegas, NV 89101
Telephone: (702) 382-7300
Facsimile: (702) 382-2755
rpocker@bsflp.com

BOIES, SCHILLER & FLEXNER LLP
STEVEN C. HOLTZMAN (*pro hac vice*)
FRED NORTON (*pro hac vice*)
KIERAN P. RINGGENBERG (*pro hac vice*)
1999 Harrison Street, Suite 900
Oakland, CA 94612
Telephone: (510) 874-1000
Facsimile: (510) 874-1460
sholtzman@bsflp.com
fnorton@bsflp.com
kringgenberg@bsflp.com

BINGHAM McCUTCHEN LLP
GEOFFREY M. HOWARD (*pro hac vice*)
THOMAS S. HIXSON (*pro hac vice*)
KRISTEN A. PALUMBO (*pro hac vice*)
Three Embarcadero Center
San Francisco, CA 94111-4067
Telephone: 415.393.2000
Facsimile: 415.393.2286
geoff.howard@bingham.com
thomas.hixson@bingham.com
kristen.palumbo@bingham.com

DORIAN DALEY (*pro hac vice*)
DEBORAH K. MILLER (*pro hac vice*)
JAMES C. MAROULIS (*pro hac vice*)
ORACLE CORPORATION
500 Oracle Parkway, M/S 5op7
Redwood City, CA 94070
Telephone: 650.506.4846
Facsimile: 650.506.7114
dorian.daley@oracle.com
deborah.miller@oracle.com
jim.maroulis@oracle.com

Attorneys for Plaintiffs Oracle USA, Inc.,
Oracle America, Inc. and Oracle International
Corp.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;
SETH RAVIN, an individual,

Defendants.

Case No 2:10-cv-0106-LRH-PAL

**DECLARATION OF JOHN A.
POLITO IN SUPPORT OF ORACLE'S
REPLY IN SUPPORT OF MOTION
FOR PARTIAL SUMMARY
JUDGMENT**

1 I, John A. Polito, declare as follows:

2 1. I am an associate at Bingham McCutchen LLP, counsel to Plaintiffs Oracle USA,
3 Inc., Oracle America, Inc., and Oracle International Corp. (collectively, "Oracle") in this action.
4 I have personal knowledge of the facts set forth in this declaration and would competently testify
5 to them if called upon to do so.

6 2. Attached as Exhibit 68 is a true and correct copy of relevant excerpts of the
7 transcript of the November 18, 2011 deposition of Defendant Seth Ravin.

8 3. Attached as Exhibit 69 is a true and correct copy of Oracle Deposition Exhibit
9 950, which was introduced during the November 18, 2011 deposition of Defendant Seth Ravin.

10 4. Attached as Exhibit 70 is a true and correct copy of relevant excerpts of the
11 transcript of the deposition of Clark Strong (Birdville Indep. Sch. Dist.), October 20, 2011.

12 5. Attached as Exhibit 71 is a true and correct copy of relevant excerpts of the
13 transcript of the June 24, 2011 deposition of Dennis Chiu.

14 6. Attached as Exhibit 72 is a true and correct copy of Oracle Deposition Exhibit
15 276, which was introduced during the June 24, 2011 deposition of Dennis Chiu.

16 7. Attached as Exhibit 73 is a true and correct copy of relevant excerpts of the
17 transcript of the November 15, 2011 deposition of James Ward (Wendy's Int'l, Inc.).

18 8. Attached as Exhibit 74 is a true and correct copy of Oracle Deposition Exhibit
19 833, which was introduced during the November 15, 2011 deposition of James Ward (Wendy's
20 Int'l, Inc.).

21 9. Attached as Exhibit 75 is a true and correct copy of Oracle's Second Set of
22 Requests for Admission.

23 10. Attached as Exhibit 76 is a true and correct copy of Rimini's Responses to
24 Oracle's Second Set of Requests for Admission.

25 11. Attached as Exhibit 77 is a true and correct copy of relevant excerpts of the
26 Expert Report of Brooks L. Hilliard, dated March 30, 2012.

27 //

28 //

